

**AN ORDINANCE BY  
COMMITTEE ON COUNCIL**

**06-0-1371**

**AN ORDINANCE TO AMEND THE CHARTER OF THE CITY OF ATLANTA, GEORGIA, ADOPTED UNDER AND BY VIRTUE OF THE AUTHORITY OF THE MUNICIPAL HOME RULE ACT OF 1965, O.C.G.A. SECTION 36-35-1. ET SEQ., AS AMENDED, SO AS TO AMEND THE CHARTER OF THE CITY OF ATLANTA, GEORGIA, 1996 GA LAWS P. 4469, ET SEQ., BY AMENDING ARTICLE 2, CHAPTER 3, SECTION 2-308 (ENTITLED, "STAFF OF COUNCIL AND PRESIDENT OF THE COUNCIL") SO AS TO REVISE THE SCOPE OF THE TERM "IMMEDIATE FAMILY"; TO REPEAL CONFLICTING ORDINANCES; AND FOR OTHER PURPOSES.**

**WHEREAS**, the Charter of The City of Atlanta, Georgia, 1996 Ga Laws P.4469, et seq. (hereinafter "the Charter") establishes the legislative power of the governing authority (hereinafter "the Council" or "Council") to amend the Charter of the City of Atlanta (hereinafter "City") by ordinance; and

**WHEREAS**, the Committee on Council held work sessions and meetings to review the Charter to suggest and effectuate amendments thereto; and

**WHEREAS**, Section 2-308 of the Charter outlines employment policies and practices regarding staff of council and the staff of the president of council; and

**WHEREAS**, the city council has a policy against nepotism, thereby restricting the employment or direct supervision of council staff and president of council's staff by one's immediate family member; and

**WHEREAS**, the definition of "immediate family" neglects to include a person's registered domestic partner as an immediate family member; and

**WHEREAS**, it is the intent of city council that one's registered domestic partner be included in the scope and definition of "immediate family"; and

**WHEREAS**, the inclusion of one's registered domestic partner creates uniformity in the scope of the term "immediate family" throughout the Charter; and

**WHEREAS**, it is the intent of city council that the scope and definition of "immediate family" be consistent throughout the Charter.

**THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY ORDAINS  
AS FOLLOWS:**

**Section 1:** Article 2, Chapter 3, Section 2-308 (b)(iv), which reads:

Nepotism. No person shall be employed in such position where such person directly supervises or is directly supervised by a member of such person's immediate family. The term "immediate family" includes father, mother, son, daughter, brother, sister or spouse.

be hereby amended to read as follows:

Nepotism. No person shall be employed in such position where such person directly supervises or is directly supervised by a member of such person's immediate family. The term "immediate family" includes **the spouse, domestic partner registered under section 94-133, mother, father, sister, brother, and natural or adopted children of an official or employee.**

**Section 2:** That all ordinances and parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

Exhibit "A"

**"Notice of Proposed Amendment to the Charter of the City of Atlanta, Georgia"**

Notice is hereby given that an ordinance has been introduced to amend Section 2-308 (Entitled "Staff of council and president of the council") of the Charter of the City of Atlanta, Georgia (1996 Ga. L. (Act No. 1019), p. 4469, et. seq.) as amended, so as to revise the scope of the term "immediate family"; and for other purposes.

A copy of the proposed amendment is on file in the office of the Municipal Clerk of the City of Atlanta and in the offices of the Clerks of the Superior Courts of Fulton and DeKalb Counties, Georgia, for purposes of examination and inspection by the public.

This \_\_\_\_ day of \_\_\_\_\_, 2006.

Rhonda Dauphin Johnson  
Municipal Clerk  
City of Atlanta